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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Peter CZERNEY et al.

Serial No.: 09/700,072

Filed: February 2, 2001

Art Unit: 1637

Examiner: J. N. Fredman

Atty. Docket No.: GK-JEN-2074/500347.20059

LASER-COMPATIBLE NIR-MARKER DYES

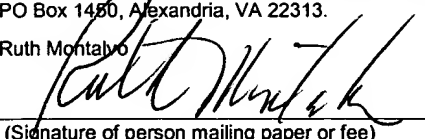
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Restriction Requirement Office Action mailed February 22, 2005, Applicant elects without traverse Species VII namely, Claims 13-14 drawn to a method for the qualitative or quantitative determination of an analyte. Species VII is Compound 1b with the second Z group. Please note that Claim 12 was canceled in the Amendment filed on September 25, 2003.

Applicant reserves the right to file a divisional(s) for the claims not elected in this restriction requirement.

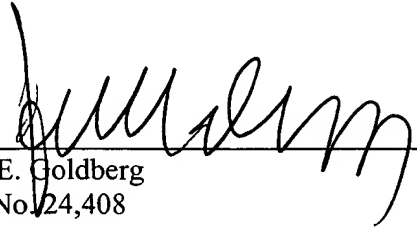
CERTIFICATE OF MAILING	
I hereby certify that this paper (along with any document referred to as being attached or enclosed) is being:	
EXPRESS MAIL <input checked="" type="checkbox"/> deposited with the United States Postal Service on April 5, 2005, with sufficient postage as Express Mail, No. EV 398 731 901 US, in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313. Ruth Montalvo  (Signature of person mailing paper or fee)	FACSIMILE <input type="checkbox"/> transmitted by facsimile on [date] to the U.S. Patent and Trademark Office. Type Signature Name Here (Signature of person mailing paper or fee)

An early and favorable action on the merits of this application is respectfully requested.

Respectfully submitted,

Dated: April 5, 2005

By


Jules E. Goldberg
Reg. No. 24,408

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